

**From:** [Stephen Schwartz](#)  
**To:** [Wright, Garth](#)  
**Cc:** [MacDonald, Jennifer](#); [Chang, Lisa](#)  
**Subject:** RE: FOIA Request 2016-006681  
**Date:** Monday, July 25, 2016 6:22:57 AM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)

---

Thank you, Garth. That appears to be accurate.

Stephen S. Schwartz | Counsel  
Cause of Action Institute  
1875 Eye St. N.W., Suite 800  
Washington, D.C. 20006  
(o) 202.499.2421  
[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)



**Confidentiality:** *The information contained in, and attached to, this communication may be confidential, and is intended only for the use of the recipient named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please re-send this communication to the sender and delete the original message and any copy of it from your computer system. Thank you.*

---

**From:** Wright, Garth [mailto:wright.garth@epa.gov]  
**Sent:** Thursday, July 21, 2016 8:53 PM  
**To:** Stephen Schwartz <[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)>  
**Cc:** MacDonald, Jennifer <[Macdonald.Jennifer@epa.gov](mailto:Macdonald.Jennifer@epa.gov)>; Chang, Lisa <[Chang.Lisa@epa.gov](mailto:Chang.Lisa@epa.gov)>  
**Subject:** RE: FOIA Request 2016-006681

Stephen,

On July 1, 2016, you, Jennifer MacDonald, Lisa Chang, and I had a teleconference to discuss your May 9, 2016 FOIA request. Based on that teleconference, below is our understanding of paragraphs 1-3 in your request:

1. All documents related to the grant subaward under which the funds were provided for the website "whatsupstream.com"
2. All communications concerning the grant subaward that funded [whatsupstream.com](http://whatsupstream.com) between the EPA and:
  - a. The Center for Environmental Law and Policy;
  - b. Puget Soundkeeper Alliance;
  - c. The Swinomish Tribal Indian Community;
  - d. The Western Environmental Law Center; or

- e. The Northwest Indian Fisheries Commission
3. All relevant documents and communications existing at the time the website originated concerning generally applicable EPA protocols, guidelines, and procedures related to restrictions for using grant funds for lobbying, advocacy, publicity, propaganda.

Please let me know if you agree or disagree with our characterization of your FOIA request so we can move forward processing your request.

Have a good weekend.

Garth Wright  
Office of Regional Counsel  
U.S. Environmental Protection Agency, Region 10  
1200 6<sup>th</sup> Avenue, Suite 900  
Seattle, WA 98101  
Tel: 206-553-1104  
Fax: 206-553-1762

---

**From:** Stephen Schwartz [<mailto:stephen.schwartz@causeofaction.org>]  
**Sent:** Tuesday, July 12, 2016 11:17 AM  
**To:** Wright, Garth <[wright.garth@epa.gov](mailto:wright.garth@epa.gov)>  
**Cc:** MacDonald, Jennifer <[Macdonald.Jennifer@epa.gov](mailto:Macdonald.Jennifer@epa.gov)>; Chang, Lisa <[Chang.Lisa@epa.gov](mailto:Chang.Lisa@epa.gov)>  
**Subject:** RE: FOIA Request 2016-006681

Garth,

I had expected a summary of our discussion from before the holiday. Are you still planning to circulate one?

Stephen S. Schwartz | Counsel  
Cause of Action Institute  
1875 Eye St. N.W., Suite 800  
Washington, D.C. 20006  
(o) 202.499.2421  
[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)



**Confidentiality:** *The information contained in, and attached to, this communication may be confidential, and is intended only for the use of the recipient named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please re-send this communication to the sender and delete the original message and any copy of it from your computer system. Thank you.*

---

**From:** Wright, Garth [<mailto:wright.garth@epa.gov>]  
**Sent:** Friday, July 01, 2016 1:34 AM  
**To:** Stephen Schwartz <[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)>  
**Cc:** MacDonald, Jennifer <[Macdonald.Jennifer@epa.gov](mailto:Macdonald.Jennifer@epa.gov)>; Chang, Lisa <[Chang.Lisa@epa.gov](mailto:Chang.Lisa@epa.gov)>  
**Subject:** Re: FOIA Request 2016-006681

We will contact you at the number in your signature (202-499-2421) at 8:30am PST / 11:30am EST.

---

**From:** Stephen Schwartz <[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)>  
**Sent:** Thursday, June 30, 2016 2:52 PM  
**To:** Wright, Garth  
**Cc:** MacDonald, Jennifer  
**Subject:** RE: FOIA Request 2016-006681

Both of those times work. Shall we talk in the morning? Let me know how to reach you at 8:30 PST.

Stephen S. Schwartz | Counsel  
Cause of Action Institute  
1875 Eye St. N.W., Suite 800  
Washington, D.C. 20006  
(o) 202.499.2421  
[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)



*Advocates for Government Accountability*

**Confidentiality:** *The information contained in, and attached to, this communication may be confidential, and is intended only for the use of the recipient named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please re-send this communication to the sender and delete the original message and any copy of it from your computer system. Thank you.*

---

**From:** Wright, Garth [<mailto:wright.garth@epa.gov>]  
**Sent:** Thursday, June 30, 2016 1:18 PM  
**To:** Stephen Schwartz <[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)>  
**Cc:** MacDonald, Jennifer <[Macdonald.Jennifer@epa.gov](mailto:Macdonald.Jennifer@epa.gov)>  
**Subject:** RE: FOIA Request 2016-006681

We are available tomorrow, Friday July 1, at:

8:30am PST/11:30am EST or  
10:45am PST/1:45pm EST

Do either of those times work for you?

Garth Wright  
Office of Regional Counsel  
U.S. Environmental Protection Agency, Region 10  
1200 6<sup>th</sup> Avenue, Suite 900  
Seattle, WA 98101  
Tel: 206-553-1104  
Fax: 206-553-1762

---

**From:** Stephen Schwartz [<mailto:stephen.schwartz@causeofaction.org>]  
**Sent:** Thursday, June 30, 2016 8:50 AM  
**To:** Wright, Garth <[wright.garth@epa.gov](mailto:wright.garth@epa.gov)>  
**Cc:** MacDonald, Jennifer <[Macdonald.Jennifer@epa.gov](mailto:Macdonald.Jennifer@epa.gov)>  
**Subject:** RE: FOIA Request 2016-006681

Dear Mr. Wright,

I apologize for my delay in responding. Are you available at any time tomorrow, or on Wednesday or later next week?

Stephen S. Schwartz | Counsel  
Cause of Action Institute  
1875 Eye St. N.W., Suite 800  
Washington, D.C. 20006  
(o) 202.499.2421  
[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)



**Confidentiality:** *The information contained in, and attached to, this communication may be confidential, and is intended only for the use of the recipient named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please re-send this communication to the sender and delete the original message and any copy of it from your computer system. Thank you.*

---

**From:** Wright, Garth [<mailto:wright.garth@epa.gov>]  
**Sent:** Tuesday, June 28, 2016 7:27 PM  
**To:** Stephen Schwartz <[stephen.schwartz@causeofaction.org](mailto:stephen.schwartz@causeofaction.org)>

**Cc:** MacDonald, Jennifer <[Macdonald.Jennifer@epa.gov](mailto:Macdonald.Jennifer@epa.gov)>

**Subject:** FOIA Request 2016-006681

Dear Mr. Schwartz:

Are you available to discuss Cause of Action Institute's FOIA request? We can offer:

Wednesday June 29 at 11:30am or 3pm EST

Thursday June 30 at 11:30am EST

Sincerely,

Garth Wright